GOVERNMENT OF INDIA
LABOUR
LOK SABHA

UNSTARRED QUESTION NO:56
ANSWERED ON:15.07.2002
AMENDMENT IN TRADE UNION ACT , 1926
AKHILESH SINGH

Will the Minister of LABOUR be pleased to state:

(a) whether the Government propose to amend Trade Union Act, 1926;

(b) if so, the details thereof;

(c) whether the Government have stopped the registration of Central Trade Union;

(d) if so, the reasons therefor;

(e) whether the Government propose to re-start the registration of General Trade Union; and

(f) if so, the details thereof and if not, the reason therefor?

Answer

MINISTER OF STATE IN THE MINISTRY OF LABOUR (SiHRI ASHOK PRADHAN)

(a) & (b): Certain amendments have been made in the Trade Unions Act, 1926, vide the Trade Unions (Amendment) Act, 2001 (31 of 2001). The provisions of this Act have been enforced, vide Notification dated 9.1.2002. The main amendments were made under Section 4,6, 9A, 11 and 22 of the Act which are as under:

(i) No trade union of workmen shall be registered unless at least 10% or 100, whichever is less, of workmen engaged or employed in the establishment or industry with which it is connected, are the members of such trade union on the date of making of application for registration. In no case a union shall be registered without a minimum strength of 7 members.

(ii) A registered trade union of workmen shall at all times continue to have not less than 10% or 100 of the workmen, whichever is less, subject to a minimum of 7 persons engaged or employed in the establishment or industry with which it is connected, as its members.

(iii) A provision for filing an appeal before the Industrial Tribunal/Labour Court in case of non-registration/restoration of registration has been provided.

(iv) All Office bearers of a registered trade union, except not more than one third of the total number of office bearers or five, whichever is less , shall be persons actually engaged or employed in the establishment or industry with which the trade union is connected.

(v) Minimum rate of subscription of members of the trade union is proposed to be revised as one rupee per annum for rural workers, three rupees per annum for workers in other organized sectors and 12 rupees per annum in all other cases.

(c) to (f): The Information is being collected and will be laid on the Table of the House.